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10 UNITED STATES DISTRICT COURT  
11 WESTERN DISTRICT OF WASHINGTON  
12 AT TACOMA

13 MICHAEL STEVEN NOVAK,

14 Plaintiff,

15 v.

16 JAMES THATCHER,

17 Defendant.  
18

No. 08-5711BHS/JRC

ORDER

19  
20 This 42 U.S.C. § 1983 Civil Rights action has been referred to the undersigned  
21 Magistrate Judge pursuant to 28 U.S.C. §§ 636(b)(1)(A) and 636(b)(1)(B) and Local Magistrate  
22 Judges' Rules MJR 1, MJR 3, and MJR 4. The plaintiff, apparently acting through a non party,  
23 has been submitting unsigned pleadings in violation of Fed. R. Civ. P. 11.

24 In January of this year plaintiff sought leave of court to add four defendants to this action  
25 (Dkt. # 14). In February, the motion was granted and plaintiff was given over a month to  
26 provide an amended complaint (Dkt # 24). Beginning on April 13, 2009, the court started

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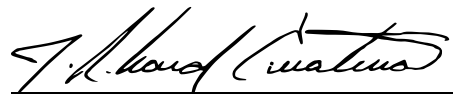
1 receiving unsigned pleadings (Dkt # 25, 26, 32, and 33). These pleadings have been prepared by  
2 Thomas R. Hargrove (Dkt # 30). Mr. Hargrove is not a party to this action. The court has no  
3 information showing that Mr. Hargrove is an attorney. The filings will not be considered by the  
4 court unless a declaration is being submitted in support or in opposition to an otherwise properly  
5 filed motion. Furthermore, Plaintiff and Mr. Hargrove should be alerted that the filing of  
6 pleadings by someone who is not an attorney, yet purporting to represent the plaintiff may be  
7 considered practicing law without a license and the offending person may be subject to severe  
8 sanctions and penalties.  
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10 By this court's previous order (Dkt #27), Plaintiff Novak was advised: that if no signed  
11 motion or signed amended complaint was received by April 17, 2009, the court would proceed  
12 with the original complaint. As of today's order, no signed motion or signed amended complaint  
13 has been received. Therefore, leave to file an amended complaint is WITHDRAWN.  
14

15 The Court will proceed with the original complaint and the original Scheduling Order .  
16 The Court will now consider the complaint filed November 25, 2008, (Dkt. # 1), as the final  
17 complaint in this action. The Scheduling Order entered January 5, 2009 is in effect.

18 The Clerk's Office is directed to send a copy of this order to plaintiff.

19 DATED this 28<sup>th</sup> day of April, 2009.  
20

21 

22 J. Richard Creatura  
23 United States Magistrate Judge  
24  
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